

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 10:00 A.M. Present: Honorable James A. Ardaiz, Acting Presiding Justice; Honorable Steven M. Vartabedian, Associate Justice; Honorable Dennis A. Cornell, Associate Justice; and Kay Frauenholtz, Clerk/Administrator, by Diana Monopoli, Deputy Clerk.

F044121 In re Josiah Z. et al., Minors

Cause called and argued by Marin Williamson, Esq., counsel for appellants, Jennifer Thurston, Deputy County Counsel, counsel for respondent and Michelle R. Trujillo, Deputy Public Defender (trial counsel for minors).

Cause ordered submitted.

Court recessed until Friday, May 7, 2004 at 10:00 A.M.

F043807 In re Clinton G., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F043807 **In re Clinton G., a Minor**
The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F034110 **People v. Chavez et al.**
The judgment is affirmed as to Prado and Guzman. Chavez's four-month section 12022, subdivision (a)(1), enhancement and the eight-month sentence imposed in count 7 are stayed pursuant to section 654. The \$10,000 section 1202.45 fine imposed on Chavez is ordered stricken. In all other respects, the judgment as to Chavez is affirmed.
Wiseman, J.

We concur: Harris, Acting P.J.; Gomes, J.

[CERTIFIED FOR PARTIAL PUBLICATION]

F042217 **People v. Cabral**
Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F042217 **People v. Cabral**
The judgment is affirmed. Gomes, J.
We concur: Harris, Acting P.J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043225 **People v. Bowlin II**
Filed modification of opinion (no change in judgment). Gomes, J.
We concur: Harris, Acting P.J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F043283 **People v. Ramos**
Filed modification of opinion (no change in judgment). Gomes, J.
We concur: Harris, Acting P.J.; Cornell, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

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- F043283 People v. Ramos**
Appellant's petition for rehearing filed herein is denied.
- F043495 In re Ernest R., a Minor**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.
- F043495 in re Ernest R., a Minor**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F042842 People v. McDowell**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.
- F042842 People v. McDowell**
The judgment is modified to reduce the restitution fines to \$200 each. As modified, the judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F042463 Anderson v. The Superior Court of Fresno Co.; The People**
Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

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IN AND FOR THE

Fifth Appellate District

F042463 Anderson v. The Superior Court of Fresno Co.; The People

The petition for writ of mandate is denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042749 People v. Chavez

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F044469 In re Crystalle W., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F044469 In re Crystalle W., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042496 People v. Anderson

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

IN THE

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F042496 People v. Anderson

The issue presented by appellant on this appeal was resolved adversely to appellant in the related writ proceeding. Since an order to show cause issued in the writ proceeding and a formal opinion was filed, that determination became law of the case in this action. (Kowis v. Howard (1992) 3 Cal.4th 888.) Accordingly, this appeal is dismissed as moot.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F042592 People v. Black

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.